

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 2001-91-T - ORDER NO. 2001-431

MAY 14, 2001

IN RE: The matter of the failure of certain holders of) ORDER
Certificates of Public Convenience and)
Necessity listed on the attached Appendix to)
file with the Commission Evidence of)
Insurance.)

This matter comes before the Public Service Commission of South Carolina (the Commission) by way of Commission Order No. 2001-242 in the instant Docket, which required all motor carriers listed in the Appendix thereof to appear before the Commission on Wednesday, May 2, 2001, at 12:30 p.m. to show cause why the Commission should not revoke and cancel their Certificates for violation of the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law of South Carolina in respect of failure to file evidence of insurance.

The information upon which the Commission based Order No. 2001-242 was developed by the Transportation Department through a procedure involving periodic inspections of the Commission's files and records. From this data, the Commission Staff developed a list of motor carriers operating in violation of the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law (Appendix of Order No. 2001-242).

The Transportation Department staff notified all of the carriers listed in the Appendix of Order No. 2001-242 that because of their failure to file evidence of liability

and/or cargo insurance, they were not in compliance “with the terms of the Motor Vehicle Carrier Law of South Carolina, and the Rules and Regulations issued thereunder.” Subsequently, on March 14, 2001, the Commission issued Order No. 2001-242 setting a Rule to Show Cause hearing for those motor carriers who had not responded to the prior notifications of noncompliance.

A public hearing regarding this matter was held on Wednesday, May 2, 2001 at 12:30 p.m. F. David Butler, General Counsel, represented the Commission Staff. None of the Respondents named in the Appendix of Order No. 2001-242 appeared at the hearing. L. George Parker, Jr., Manager of the Transportation Department of the Commission, testified for the Commission Staff.

With respect to all the Respondents listed in the Appendix attached hereto, the Commission is of the opinion, and so finds, that the Certificates of Public Convenience and Necessity held by all listed carriers should be revoked and cancelled for their continued willful violation of the Commission’s Rules and Regulations and/or the South Carolina Vehicle Carrier Law [S.C. Code Ann. Section 58-23-10 et. seq. (1976)].

The Commission also finds that the Rule to Show Cause should be dismissed as to the carriers who have complied with the Commission’s Rules and Regulations and/or the Motor Vehicle Carrier Law.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:

1. That the Certificates of Public Convenience and Necessity held by those motor vehicle carriers listed in the Appendix attached hereto be, and hereby are, revoked and cancelled.

MAY 14, 2001

PAGE 3

2. That all operating rights authorized under the Certificates held by the carriers listed in the attached Appendix and cancelled by this Order are null and void.

3. That this Rule be, and hereby is, dismissed with respect to all carriers who have complied with the Commission's Rules and Regulations and/or the Motor Vehicle Carrier Law.

4. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)

Docket No. 2001-91-T, Order No. 2001-431
Rule To Show Cause - Insurance Appendix
May 14, 2001

James G. Ballard
1567 Willis Circle Lot A4
Florence SC 29501

Edna Cannon
P O Box 264
Prosperity SC 29127

Chism Bus Leasing, Inc. DBA Chism Trails
188 Pearson Road
Greer SC 29651

G & G Charter Service, Inc.
1088 Chicken Creek Road
Jamestown SC 29453

Greydane Tours, Inc.
3536 Windermere Drive
Hephzibah GA 30815

Deanna Sabatino DBA Island X-Press
409 16th Ave. S.
Myrtle Beach SC 29577

Ruben Alvarez DBA LaMichoacanita
2811 Clyde Ave.
Newberry SC 29108

Docket No. 2001-91-T, Order No. 2001-431
Rule To Show Cause - Insurance Appendix
May 14, 2001
Robert L. Mitchell
513 Wilson Road
Florence SC 29501

Mahdrof Inc. DBA Safety Cab Company
131 Spring St.
Charleston SC 29403